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LEONARDO M. RAPADAS
United States Attorney
KARON V. JOHNSON
Assistant U.S. Attorney
Suite 500, Sirena Plaza
108 Hernan Cortez Avenue
Agana, Guam 96910
Telephone: (671) 472-7332/7283
Telecopier: (671) 472-7334

Attorneys for United States of America

FILED

DISTRICT COURT OF GUAM

JAN - 4 2007 *mb*

MARY L.M. MORAN
CLERK OF COURT

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
WEN YUEH LU,)
)
Defendant.)
_____)

MAGISTRATE CASE NO. 06-00031

**GOVERNMENT'S MOTION TO
CONTINUE HEARING FOR
ONE DAY**

COMES NOW the United States of America, by and through undersigned counsel, and moves this Honorable Court to continue the hearing in this matter, currently scheduled for January 10, 2007, at 1:30 p.m., to January 11, 2007, at 1:30 p.m. The government makes this motion because government counsel is scheduled to appear for oral argument before the Ninth Circuit in San Francisco on Monday, January 8, 2007, on the consolidated Cabaccang appeals, C.A. 05-10352, 05-10353 and 05-10354. The government's appeals paralegal has confirmed with the Ninth Circuit that oral argument in these matters will proceed. Because there is only one flight per day into Guam, counsel will not be able to return to Guam until Wednesday

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1 evening, January 10th. Accordingly, the government requests that this hearing be continued until
2 Thursday, January 11th.


3 RESPECTFULLY SUBMITTED this 4th day of January, 2007.

4 LEONARDO M. RAPADAS
5 United States Attorney
6 Districts of Guam and NMI

7 By: 
8 KARON V. JOHNSON
Assistant U.S. Attorney

9 Counsel for the defendant do not oppose this motion, with the understanding that the
10 defendant does not waive his Speedy Trial rights.

11
12
13 DATE: 1/4/07


MARK S. SMITH

14
15 DATE: 1/11/07


DANIEL J. BERMAN